

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

SHEET METAL WORKERS' NATIONAL )

PENSION FUND, *et al.*, )

Plaintiffs, )

vs. )

MIDWEST FURNACE COMPANY, INC., )

d/b/a MIDWEST FURNACE CO., INC., )

d/b/a MIDWEST FURNACE, )

Defendant, )

and )

NORSTATES BANK, f/k/a BANK OF )

WAUKEGAN, )

Citation )

Respondent. )

CIVIL ACTION

NO. 08 C 0205

JUDGE JOAN B. GOTTSCHALL

**NOTICE OF DISMISSAL OF CITATION TO  
DISCOVER ASSETS TO THIRD PARTY**

TO: Ms. Mary Kassin  
NorStates Bank, f/k/a Bank of Waukegan  
1601 N. Lewis Avenue  
Waukegan, IL 60085

Ms. Julie O'Brien  
Midwest Furnace Company, Inc.  
1018 W. Glen Flora Avenue  
Waukegan, IL 60085-1843

NOW COME Plaintiffs, by and through their attorneys, and in accordance with the Federal Rules of Civil Procedure, hereby dismiss the Citation to Discover Assets to Third Party proceeding against Third-Party Citation Respondent, NORSTATES BANK, f/k/a BANK OF WAUKEGAN, without prejudice to the rights of Plaintiffs.

/s/ Beverly P. Alfon

**CERTIFICATE OF SERVICE**

The undersigned, an attorney of record, hereby certifies that she electronically filed the foregoing document (Notice of Dismissal of Citation to Discover Assets to Third Party) with the Clerk of Court using the CM/ECF system, and further certifies that I have sent the above-referenced document by facsimile to the following non-CM/ECF participant on or before the hour of 4:00 p.m. this 27th day of March 2008:

Ms. Mary Kassin  
NorStates Bank, f/k/a Bank of Waukegan  
1601 N. Lewis Avenue  
Waukegan, IL 60085  
847-244-8580

and by e-mail to the following non-CM/ECF participant on or before the hour of 5:00 p.m. this 27<sup>th</sup> day of March 2008:

Ms. Julie O'Brien  
Midwest Furnace Company, Inc.  
1018 W. Glen Flora Avenue  
Waukegan, IL 60085-1843  
[jobrien@midwestfurnace.com](mailto:jobrien@midwestfurnace.com)

/s/ Beverly P. Alfon

Beverly P. Alfon  
Attorney for Plaintiffs  
BAUM SIGMAN AUERBACH & NEUMAN, LTD.  
200 West Adams Street, Suite 2200  
Chicago, IL 60606-5231  
Bar No.: 6274459  
Telephone: (312) 236-4316  
Facsimile: (312) 236-0241  
E-Mail: [balfon@baumsigman.com](mailto:balfon@baumsigman.com)

I:\SMI\Midwest Furnace\notice of dismissal of citation (norstates bank).wpd

**Confirmation Report - Memory Send**

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**FAX COVER SHEET**

March 27, 2008

**TO**  
Mary Kassin, Operations Assistant  
Norstates Bank

**FROM**  
Beverly P. Alton

**BAUM SIGMAN AUERBACH & NEUMAN, LTD.**  
TEL 312/236-4316  
FAX 312/236-0241

**FAX**  
847-244-8580  
**SUBJECT**  
Sheet Metal Workers' National Pension  
Fund, et al. v. Midwest Furnace Company,  
Inc., d/b/a Midwest Furnace Co., Inc., d/b/a  
Midwest Furnace  
Civil Action No. 08 C 0205  
Our File No. 20715

**PAGES**  
3, including this cover sheet

**COMMENTS**

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